



DEPARTMENT OF THE NAVY
BOARD FOR CORRECTION OF NAVAL RECORDS
701 S. COURTHOUSE ROAD, SUITE 1001
ARLINGTON, VA 22204-2490

[REDACTED]
Docket No. 7407-22
Ref: Signature Date

From: Chairman, Board for Correction of Naval Records
To: Secretary of the Navy

Subj: REVIEW OF NAVAL RECORD ICO FORMER MBR [REDACTED],
USNR, XXX-XX-[REDACTED]

Ref: (a) Title 10 U.S.C. § 1552
(b) BUPERS 1900.2C, 13 Apr 64

Encl: (1) DD Form 149 w/attachments
(2) Subject's naval record

1. Pursuant to the provisions of reference (a), Subject, hereinafter referred to as Petitioner, filed enclosure (1) with the Board for Correction of Naval Records (Board), requesting that his naval record be corrected to show Vietnam service from October 1970 to April 1971 on his Armed Forces of the United States Report of Transfer or Discharge (DD Form 214N) executed on 9 April 1972.

2. The Board, consisting of [REDACTED], [REDACTED], and [REDACTED] reviewed Petitioner's allegations of error and injustice on 1 November 2022 and, pursuant to its regulations, determined that the corrective action indicated below should be taken on the available evidence of record. Documentary material considered by the Board consisted of the enclosures, relevant portions of Petitioner's naval record, and applicable statutes, regulations, and policies.

3. The Board, having reviewed all the facts of record pertaining to Petitioner's allegations of error and injustice, finds as follows:

a. Before applying to this Board, Petitioner exhausted all administrative remedies available under existing law and regulations within the Department of the Navy.

b. In accordance with reference (b), the DD Form 214 will be issued to all personnel at the time of release from active service including active duty for training of 90 days or more. It will also be issued to enlisted personnel on active duty who are discharged for the purpose of immediately enlisting in the USN, accepting permanent appointment to either warrant or commissioned status for continued active duty, or who accept appointment as Midshipman, USN, or USNR, or enter another service academy.

Enter the years, months, and days of sea duty and duty at an activity outside the continental United States, during the current period of active as entered on page 13 of the service record.

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Enter all decorations, medals, badges, commendations, citations, and campaign ribbons awarded or authorized during the current tour of active service.

c. On 19 November 1968, Petitioner enlisted in the U.S. Naval Reserve for 6 years with an Expiration of Obligated Service (EOS) of 18 November 1974.

d. On 20 October 1970, Petitioner entered hostile fire zone.

e. On 25 October 1970, Commanding Officer, U.S. Naval Mobile Construction Battalion [REDACTED] notified Petitioner that pursuant to the provisions of TRANSMAN CHAP23 through COMCBLANTINST 1321.1k, he was directed to proceed on or about 18 October 1970 to the [REDACTED] Municipal Airport for transportation via government aircraft to the Republic of Vietnam for Temporary Additional Duty in connection with the deployment of U.S. Naval Mobile Construction Battalion [REDACTED]. The estimated duration of this [REDACTED] was 9 months.

f. On 20 April 1971, Petitioner departed hostile fire zone.

g. On 20 April 1971, Petitioner was issued an Administrative Remarks by U.S. Naval Mobile Construction Battalion Seventy-Four stating Petitioner was eligible and authorized to wear Vietnam Service Medal with bronze star for service in the Republic of [REDACTED] while serving with [REDACTED] at [REDACTED]. Furthermore, Petitioner was eligible and authorized to wear the Republic of Vietnam Campaign Medal with device (1960 -) for service in the Republic of Vietnam from 20 October 1970 to 20 April 1971. Finally, Petitioner was authorized to wear a bronze star on the suspension ribbon bar of the Vietnam Service Medal for the campaign starting 1 November 1969 to date to be announced. No name established.

h. Petitioner was released from active duty and transferred to the Naval Reserve with an Honorable character of service and was issued a DD Form 214N for the period of 25 June 1970 to 9 April 1972 due to reduction in authorized strength. Furthermore, block 22c (Foreign and /or Sea Service) listed 1 year, 8 months, and 13 days.

i. On 21 January 1974, Petitioner was transferred to the Standby Reserve-Action (USNR-S1) upon completion of Ready Reserve Obligation.

j. On 18 November 1974, Petitioner was honorably discharged of the U.S. Navy Reserve.

CONCLUSION

Upon review and consideration of all the evidence of record, and especially in light of the contents of enclosure (2), the Board finds the existence of an injustice warranting the following partial corrective action. The Board concluded that Petitioner's record shows that he was authorized to wear the Vietnam Service Medal with bronze star, the Republic of Vietnam Campaign Medal with device, and was authorized to wear a bronze star on the suspension ribbon bar of the Vietnam Service Medal for the campaign started on 1 November 1969. None of these awards are annotated on Petitioner's DD Form 214N, therefore, the Board determined that

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Petitioner's DD Form 214N will be updated listing the above awards. Petitioner's Foreign Service is listed on his DD Form 214N, therefore, the addition of Petitioner's awards for his Vietnam service is sufficient to show that he served in Vietnam. No correction is required to show Petitioner's Foreign/Sea Service was in Vietnam from October 1970 to April 1971.

RECOMMENDATION

That Petitioner's naval record be corrected, where appropriate, to show that:

Petitioner's DD Form 214N executed on 9 April 1972 listed block 24 (Decorations, Medals, Badges, Commendations, Citations and Campaign ribbons awarded or authorized) Vietnam Service Medal with bronze star and Republic of Vietnam Campaign Medal with device (1960 -).
Note: That any other entries affected by the Board's recommendation be corrected.

That part of the Petitioner's request for corrective action that exceeds the foregoing be denied.

A copy of this Report of Proceedings will be filed in Petitioner's naval record.

4. It is certified that a quorum was present at the Board's review and deliberations, and that the foregoing is a true and complete record of the Board's proceedings in the above-entitled matter.

5. Pursuant to the delegation of authority set out in Section 6(e) of the revised Procedures of the Board for Correction of Naval Records (32 Code of Federal Regulations, Section 723.6(e)), and having assured compliance with its provisions, it is hereby announced that the foregoing corrective action, taken under the authority of the reference, has been approved by the Board on behalf of the Secretary of the Navy.

11/4/2022

[REDACTED]

Deputy Director

Signed by: [REDACTED]